

**MUNICIPAL DISTRICT OF MACKENZIE NO. 23
REGULAR COUNCIL MEETING
MINUTES**

**Tuesday, April 11, 2006
10:00 a.m.**

Council Chambers Fort Vermilion, Alberta

PRESENT:	Bill Neufeld	Reeve
	Walter Sarapuk	Deputy Reeve
	John W. Driedger	Councillor
	Ed Froese	Councillor
	Willy Neudorf	Councillor
	Greg Newman	Councillor
	Lisa Wardley	Councillor
	Stuart Watson	Councillor
	Peter Braun	Councillor

ALSO PRESENT:	Youlia Whittleton	Acting Chief Administrative Officer
	Mary Jane Driedger	Recording Secretary
	Wanita Mitchell	Administrative Assistant
	John Klassen	Utilities Supervisor
	Eva Schmidt	Planning Supervisor
	Paul Driedger	Director of Emergency & Enforcement Svcs.
	Rick Evans	Acting Roads Supervisor

And members of the public

ABSENT	Jim Thompson	Councillor
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Minutes of the Regular Council meeting for the Municipal District of Mackenzie No. 23 held on April 11, 2006 in Council Chambers, Fort Vermilion, Alberta.

CALL TO ORDER: **Call to Order**

1.a Reeve Neufeld called the meeting to order at 10:09 a.m.

**ADOPTION OF
AGENDA:** **Agenda Approval**

2.a **MOVED** by Councillor Driedger

MOTION 06-226

That the agenda for April 11, 2006 be approved with the following additions:

8.a Caribou Mountain

CARRIED

PUBLIC HEARINGS:

6.a **Bylaw 561/06 – Land Use Bylaw Amendment to Rezone**

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Hamlet Residential District 1B “HR1B” to Public Institutional District “HP” Plan 952 3371, Block 11, Lots 12 & 13

Reeve Neufeld called the public hearing for Bylaw 561/06 to order at 10:12 a.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 561/06 was properly advertised. Eva Schmidt, Planning Supervisor, answered that the bylaw was advertised in accordance with the Municipal Government Act.

Reeve Neufeld asked the Development Authority to outline the proposed Land Use Bylaw Amendment. Planning Supervisor Schmidt presented the Development Authority’s submission and indicated that first reading was given on March 7, 2006.

Reeve Neufeld asked if Council has any questions of the proposed Land Use Bylaw Amendment. There were no questions.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 561/06. Planning Supervisor Schmidt answered that there were none.

Reeve Neufeld asked if there was anyone present who would like to speak in regards of the proposed Bylaw 561/06. There was no indication that anyone present wished to speak to the bylaw.

Reeve Neufeld closed the public hearing for Bylaw 561/06 at 10:14 a.m.

MOTION 06-227
Bylaw 561/06 LUB Amendment
Second Reading

MOVED by Councillor Braun

That second reading be given to Bylaw 561/06 to rezone Lot 13 and Lot 12, Block 11, Plan 952 3371 from Hamlet Residential 1B “HR1B” to Public/Institutional District “HP”.

CARRIED

MOTION 06-228
Bylaw 561/06 LUB Amendment
Third Reading

MOVED by Councillor Wardley

That third reading be given to Bylaw 561/06 to rezone Lot 13 and Lot 12, Block 11, Plan 952 3371 from Hamlet Residential 1B “HR1B” to Public/Institutional District “HP”.

CARRIED

10.a Bylaw 562/06 – Land Use Bylaw Amendment -

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Permitted and Discretionary Uses

Reeve Neufeld called the public hearing for Bylaw 562/06 to order at 10:15 a.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 562/06 was properly advertised. Eva Schmidt, Planning Supervisor, answered that the bylaw was advertised in accordance with the Municipal Government Act.

Reeve Neufeld asked the Development Authority to outline the proposed Land Use Bylaw Amendment. Planning Supervisor Schmidt presented the Development Authority's submission and indicated that first reading was given on March 22, 2006.

Reeve Neufeld asked if Council has any questions of the proposed Land Use Bylaw Amendment. Council commented that the "water reservoir or dugout" use appeared twice in contradictory sections within the bylaw.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 562/06. Planning Supervisor Schmidt answered that there were none.

Reeve Neufeld asked if there was anyone present who would like to speak in regards of the proposed Bylaw 562/06. There was no indication that anyone present wished to speak to the bylaw.

Reeve Neufeld closed the public hearing for Bylaw 562/06 at 10:22 a.m.

MOTION 06-229

Bylaw 562/06 LUB Amendment
Second Reading

MOVED by Councillor Froese

That second reading be given to Bylaw 562/06, being a Land Use Bylaw amendment to streamline the permitting process.

CARRIED

MOTION 06-230

Bylaw 562/06 LUB Amendment
Third Reading

MOVED by Councillor Newman

That third reading be given to Bylaw 562/06, being a Land Use Bylaw amendment to streamline the permitting process.

CARRIED

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**10.b Bylaw 568/06 – Area Structure Plan – Klassen
SW 13-106-15 W5M**

Reeve Neufeld called the public hearing for Bylaw 568/06 to order at 10:23 a.m.

Reeve Neufeld asked if the public hearing for proposed Bylaw 568/06 was properly advertised. Eva Schmidt, Planning Supervisor, answered that the bylaw was advertised in accordance with the Municipal Government Act.

Reeve Neufeld asked the Development Authority to outline the proposed Land Use Bylaw Amendment. Planning Supervisor Schmidt presented the Development Authority's submission and indicated that first reading was given on March 22, 2006.

Reeve Neufeld asked if Council has any questions of the proposed Land Use Bylaw Amendment. A discussion ensued regarding the responsibility of the reconstruction of the intersection.

Reeve Neufeld asked if any submissions were received in regards to proposed Bylaw 568/06. Planning Supervisor Schmidt answered that there were none.

Reeve Neufeld asked if there was anyone present who would like to speak in regards of the proposed Bylaw 568/06. John Klassen, the developer, had a comment on the bylaw and the responsibility of the intersection.

Reeve Neufeld closed the public hearing for Bylaw 568/06 at 10:32 a.m.

MOTION 06-231

Bylaw 568/06 Area Structure Plan
Second Reading

MOVED by Councillor Sarapuk

That second reading be given to Bylaw 568/06, being a bylaw to adopt the Area Structure Plan for SW 13-106-15 W5M.

CARRIED

MOTION 06-232

Bylaw 568/06 Area Structure Plan
Third Reading

MOVED by Councillor Braun

That third reading be given to Bylaw 568/06, being a bylaw to adopt the Area Structure Plan for SW 13-106-15 W5M.

CARRIED

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PREVIOUS MINUTES:

- 3.a **Minutes of the March 22, 2006
Regular Council Meeting**

MOTION 06-233
Council Minutes 032206

MOVED by Councillor Wardley

That the minutes of the March 22, 2006 Regular Council Meeting be adopted as amended.

CARRIED

- 3.b **Minutes of the March 30, 2006
Special Council Meeting**

MOTION 06-234
Council Minutes 033006

MOVED by Councillor Neudorf

That the minutes of the March 30, 2006 Special Council Meeting be adopted as amended.

CARRIED

BUSINESS ARISING:

- 4.a **Assessment Review Board Training**

MOTION 06-235
Unanimous

MOVED by Councillor Braun

That all members be authorized to attend the Assessment Review Board Training.

CARRIED

**COUNCIL
COMMITTEE AND
CAO REPORTS:**

- 7.a **Council Committee Reports**

Council verbally reviewed meetings and workshops:

Deputy Reeve Sarapuk – Challenge North Conference

Councillor Driedger – Heritage Center Grand Opening, Alberta Association of Municipal District & Counties Convention, meeting with DCL Siemens Engineering Ltd., Town of High Level meeting, Challenge North Conference

Councillor Neudorf – Alberta Association of Municipal District & Counties Convention, meeting with DCL Siemens Engineering Ltd., Town of High Level meeting, Challenge North Conference,

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Agricultural Land Use meeting

Councillor Wardley – Recreation Society Fundraiser, Recreation Board Special and Regular meeting, Municipal District Library Board

Councillor Watson – No meetings to report

Councillor Newman – Town of High Level meeting

Councillor Braun – Northern Alberta Institute of Technology (NAIT) Open House, 101 Avenue Local Improvement Open House, Mackenzie Waste Commission meeting, Recreation Board meeting, Alberta Association of Municipal District & Counties Convention, meeting with DCL Siemens Engineering Ltd., Municipal Planning Commission meeting, Town of High Level meeting, Challenge North Conference, Mighty Peace Tourism Annual General Meeting

Councillor Froese – Anti-Bullying

Reeve Neufeld – Heritage Center Grand Opening, Alberta Association of Municipal District & Counties Convention, meeting with Ty Lund (Acting Minister of Infrastructure and Transportation), Challenge North Conference, Mighty Peace Tourism Annual General Meeting, Agricultural Land Task Force

MOTION 06-236

MOVED by Councillor Newman

That the Council reports be accepted as information.

CARRIED

RECESS

The Reeve called for a recess at 10:57 a.m.
The meeting was reconvened at 11:12 a.m.

7.b CAO Report

MOTION 06-237

MOVED by Councillor Sarapuk

That the Acting Chief Administrator Officer's report be accepted as information.

CARRIED

7.c Roads Supervisor Report

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MOTION 06-238

MOVED by Councillor Driedger

That the Acting Roads Supervisor's report be accepted as information.

CARRIED

7.d Utilities Supervisor Report

MOTION 06-239

MOVED by Councillor Braun

That the Utilities Supervisor Report be accepted as information.

CARRIED

7.e Director of Planning, Emergency, and Enforcement Services Report

MOTION 06-240

MOVED by Councillor Neudorf

That the Director of Planning, Emergency, and Enforcement Services Report be accepted as information.

CARRIED

GENERAL REPORTS:

8.a Caribou Mountains (addition)

Councillor Newman gave a short overview on the position of the Alberta Wilderness Association on the Caribou Mountains Wildland.

MOTION 06-241

Unanimous

MOVED by Councillor Neudorf

That the Advisory Committee for the Caribou Mountains Wildland contact the Community Development Minister regarding their position on the Wildlands.

CARRIED

RECESS

The Reeve called for a recess at 12:05 pm.
The meeting was reconvened at 1:02 pm.

BUSINESS:

OPERATIONAL SERVICES:

9.a Buffalo Head Prairie & Hwy 697 Drainage Study

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MOTION 06-242

MOVED by Councillor Neudorf

That the Municipal District request a copy of the Highway 697 Flood Study that was conducted in the 1990's and updated again in 1998. This study is than to be reviewed by the Agricultural Services Board.

CARRIED

9.b Lighting at Hwy 88 and 45/50 Street Intersections

MOTION 06-243

MOVED by Councillor Braun

That the Lighting at Highway 88 and 45/50 Street Intersections be received for information.

DEFEATED

MOTION 06-244

MOVED by Councillor Froese

That a letter be written to Alberta Infrastructure and Transportation requesting that the provincial funds for both intersections, Highway 88 and 45th Street and Highway 88 and 50th Street, be combined and applied to the lighting installation at the intersection of Highway 88 and 50th Street.

CARRIED

9.c Zama Tower Road Water / Sewer Mains Project

MOTON 06-245

Requires 2/3

MOVED by Councillor Braun

That the contract for the Tower Road Water and Sewer Main project be awarded to Dechant Construction for \$464,200.

CARRIED

PLANNING, EMERGENCY, AND ENFORCEMENT SERVICES:

**10.c Development Permit 51-DP-06, Peters
NW 34-105-15 W5M**

MOTION 06-246

MOVED by Councillor Newman

That the report on Development Permit 51-DP-06 be accepted as information.

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CARRIED

10.d Bylaw 571/06 Anti-Bullying Bylaw

MOTION 06-247

Bylaw 571/06 Anti-Bullying
First Reading

MOVED by Councillor Newman

That first reading be given to Bylaw 571/06, being a bylaw on Anti-Bullying within the Municipal District of Mackenzie.

CARRIED

10.e Fire Invoice 4164, Mitchell

MOTION 06-248

Requires 2/3

MOVED by Councillor Sarapuk

That invoice #4164 to Grace Mitchell in the amount of \$400.00 be waived.

CARRIED

10.f Alberta Ambulance Operators Association

MOTION 06-249

MOVED by Councillor Driedger

That the Protective Services Committee members be authorized to attend the Alberta Ambulance Operators Association Annual Convention.

CARRIED

10.g OH&S Code of Practice for Fire Fighters Session

MOTION 06-250

MOVED by Councillor Newman

That the Protective Services Committee members be authorized to attend the Occupational Health & Safety "Code of Practice for Fire Fighters" session in High Level.

CARRIED

CORPORATE SERVICES:

11.a Bylaw 556/06 – 105 Avenue Cold Mix

MOTION 06-251

Bylaw 556/06 Local Improvement
Second Reading

MOVED by Councillor Neudorf

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Requires 2/3

That second reading be given to Bylaw 556/06 being a bylaw to approve a local improvement charge for cold mix asphalt along 105 Avenue from 99 Street to 100 Street in the Hamlet of La Crete.

CARRIED

MOTION 06-252

Bylaw 556/06 Local Improvement
Third Reading
Requires 2/3

MOVED by Councillor Braun

That third reading be given to Bylaw 556/06 being a bylaw to approve a local improvement charge for cold mix asphalt along 105 Avenue from 99 Street to 100 Street in the Hamlet of La Crete.

CARRIED

11.b Borrowing Bylaw 564/06 – Gravel Crusher

MOTION 06-253

Bylaw 564/06 Debenture
Second Reading
Requires 2/3

MOVED by Councillor Watson

That second reading be given to Bylaw 564/06, being a bylaw authorizing a debenture borrowing in the amount of \$1,750,000 for the purchase of Gravel Crushing Equipment.

CARRIED

MOTION 06-254

Bylaw 564/06 Debenture
Third Reading
Requires 2/3

MOVED by Councillor Wardley

That third and final reading be given to Bylaw 564/06, being a bylaw authorizing a debenture borrowing in the amount of \$1,750,000 for the purchase of Gravel Crushing Equipment.

CARRIED

11.c Bylaw 565/06 – 98 Avenue Cold Mix

MOTION 06-255

Bylaw 565/06 Local Improvement
Second Reading
Requires 2/3

MOVED by Councillor Braun

That second reading be given to Bylaw 565/06 being a bylaw to approve a local improvement charge for cold mix asphalt along 98 Avenue from 99 Street to 100 Street in the Hamlet of La Crete.

CARRIED

MOTION 06-256

Bylaw 565/06 Local Improvement
Third Reading

MOVED by Councillor Newman

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Requires 2/3

That third reading be given to Bylaw 565/06 being a bylaw to approve a local improvement charge for cold mix asphalt along 98 Avenue from 99 Street to 100 Street in the Hamlet of La Crete.

CARRIED

RECESS

The Reeve called for a recess at 2:08 p.m.
The meeting was reconvened at 2:17 p.m.

MOTION 06-257

MOVED by Councillor Braun

That the Municipal District pursue re-tendering gravel crushing operations.

CARRIED

11.d Bylaw 569/06 – Community Aggregate Payment Levy

MOTION 06-258

Bylaw 569/06
First Reading

MOVED by Councillor Newman

That first reading be given to Bylaw 569/06, being a Community Aggregate Payment Levy bylaw.

CARRIED

MOTION 06-259

Bylaw 569/06
Second Reading

MOVED by Councillor Watson

That second reading be given to Bylaw 569/06, being a Community Aggregate Payment Levy bylaw.

CARRIED

MOTION 06-260

Requires Unanimous Consent

MOVED by Councillor Braun

That consideration be given to go to third reading of Bylaw 569/06, being a Community Aggregate Payment Levy bylaw.

DEFEATED

**11.e Bylaw 570/06 – Local Improvement Charge
Curb, Gutter, Sidewalk 101 Avenue La Crete**

MOTION 06-261

Bylaw 570/06 Local Improvement
First Reading
Requires 2/3

MOVED by Councillor Newman

That first reading be given to Bylaw 570/06 being a bylaw to amend Bylaw 486/05 being a bylaw to approve a local improvement charge for curb, gutter, and sidewalk on 101 Avenue

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from 101 Street to 102 Street in the Hamlet of La Crete.

CARRIED

MOTION 06-262

Bylaw 570/06 Local Improvement
Second Reading
Requires 2/3

MOVED by Councillor Neudorf

That second reading be given to Bylaw 570/06 being a bylaw to amend Bylaw 486/05 being a bylaw to approve a local improvement charge for curb, gutter, and sidewalk on 101 Avenue from 101 Street to 102 Street in the Hamlet of La Crete.

CARRIED

MOTION 06-263

Requires Unanimous Consent

MOVED by Councillor Wardley

That consideration be given to go to third and final reading for Bylaw 570/06 being a bylaw to amend Bylaw 486/05 being a bylaw to approve a local improvement charge for curb, gutter, and sidewalk on 101 Avenue from 101 Street to 102 Street in the Hamlet of La Crete.

CARRIED

MOTION 06-264

Bylaw 570/06 Local Improvement
Third Reading
Requires 2/3

MOVED by Councillor Sarapuk

That third and final reading be given to Bylaw 570/06 being a bylaw to amend Bylaw 486/05 being a bylaw to approve a local improvement charge for curb, gutter, and sidewalk on 101 Avenue from 101 Street to 102 Street in the Hamlet of La Crete.

CARRIED

11.f REGIONAL ECONOMIC DEVELOPMENT INITIATIVE Marketing Plan Survey

MOTION 06-265

MOVED by Councillor Newman

That the Priority Ranking Form be completed individually and returned to Joulia for forwarding to the Regional Economic Development Initiative (REDI).

CARRIED

11.g 2006 Municipal Census

MOTION 06-266

MOVED by Councillor Braun

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That the 2006 municipal census for the Municipal District of Mackenzie be cancelled.

CARRIED

11.h Ratepayers' Meetings

MOTION 06-267

MOVED by Councillor Newman

That the following dates be set and advertised for ratepayer's meetings:

Fort Vermilion: 7:00pm, Council Chambers, May 31, 2006
La Crete: 7:00 pm, Ridgeview Central School, May 26, 2006
High Level: 7:00 pm, High Level Rural Hall, May 29, 2006
Zama: 7:00 pm, Zama Community Hall, May 24, 2006

CARRIED

11.i Managing Aboriginal Consultation

MOTION 06-268

MOVED by Councillor Driedger

That the Managing Aboriginal Consultation conference be received for information.

CARRIED

11.j Capital Project Progress Report & Year-to-Date Income Statement

MOTION 06-269

MOVED by Councillor Braun

That the capital project progress report and the year-to-date operating income statement be received for information.

CARRIED

11.k Consultation with Aboriginals

MOTION 06-270

MOVED by Councillor Newman

That the Municipal District pursue an option to draft a memorandum of understanding for consultation with the First Nations.

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CARRIED

11.l Municipal Heritage Partnership Program

MOTION 06-271

MOVED by Councillor Neudorf

That the report on the Municipal Heritage Partnership Program be received for information.

CARRIED

11.m ALBERTA ASSOCIATION OF MUNICIPAL DISTRICT & COUNTIES – Proposed Changes to Agricultural Operation Practices Act (AOPA)

MOTION 06-272

MOVED by Councillor Froese

That the Alberta Associations of Municipal District & Counties Proposed Changes to Agricultural Operation Practices Act be received for information.

CARRIED

Letter from Fort Vermilion School Division No. 52

MOTION 06-273

MOVED by Councillor Wardley

That a meeting be arranged between the Fort Vermilion School Division and Council on June 2, 2006 following the Regional Governance meeting.

CARRIED

Letter of Invitation from FVSD No. 52 to the 2006 Long Service Awards and Retirement Banquet

MOTION 06-274

MOVED by Councillor Wardley

That the letter of invitation from the Fort Vermilion School Division No. 52 to the 2006 Long Service Awards and Retirement Banquet be received for information.

CARRIED

RECESS

The Reeve called for a recess at 3:05 pm.
The meeting was reconvened at 3:13 pm.

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**CONFIDENTIAL
MATTERS:**

12 IN CAMERA

MOTION 06-275

MOVED by Councillor Neudorf

That Council give consideration to go in-camera at 3:13 p.m., in accordance with the Freedom of Information and Protection of Privacy Act, to discuss:

12.a Personnel

CARRIED

MOTION 06-276

MOVED by Councillor Neudorf

That Council comes out of camera at 3:35 p.m.

CARRIED

DELEGATIONS:

**5.a Alberta Association of Municipal District & Counties
Delegates
Don Johnson, Gerald Rhodes, Andre Tremblay &
Rennie Cauchie**

Reeve Neufeld welcomed the delegates to the Municipal District of Mackenzie.

Discussions centered on:

- communication barriers between the First Nations and the Municipal District;
- demise of the rural economy and the rural development strategy;
- the municipal district being made responsible for Alberta Infrastructure and Transportation responsibilities such as Highway 58 east, 88 Connector and Highway 697 intersection, lighting along Highway 88, policing needs;
- Highway 88;
- policing formula and enforcement issues;
- Alberta Water Wastewater Program funding formula;
- ambulance/emergency services;
- and per capital funding.

Reeve Neufeld thanked the delegates for attending the meeting.

Councillor Newman left the meeting at 4:50 p.m.

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**5.b Mackenzie Housing Management Board
Helen Braun**

Reeve Neufeld welcomed Helen Braun and Wally Schroeder to the meeting.

A presentation was made on the proposal for possible single management of the Heimstaed Lodge and the La Crete Continuing Care Center.

Council had various concerns as follows:

- protocol on how Council became aware of the proposal;
- funding and requisition dollars;
- the Municipal District becoming responsible for the health care costs if the province were to cut their funding.

Reeve Neufeld thanked the delegates for their presentation.

**CONFIDENTIAL
MATTERS:**

12 IN CAMERA

MOTION 06-277

MOVED by Councillor Wardley

That Council give consideration to go in camera at 5:41 p.m., in accordance with the Freedom of Information and Protection of Privacy Act, to discuss:

12.a Personnel

12.b Agreements with High Level – Cost Sharing & Airport

CARRIED

MOTION 06-278

MOVED by Councillor Driedger

That Council comes out of camera at 6:25 p.m.

CARRIED

12.a Personnel

MOTION 06-279

MOVED by Councillor Wardley

That a seasonal Project Services Technologist position be added to the Operational Services Departments (Parks and Playgrounds) with funding coming from general operating revenues and the Organizational Chart be amended to reflect this addition.

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CARRIED

MOTION 06-280

MOVED by Councillor Neudorf

That the Construction Foreman position be removed from the Organizational Chart.

CARRIED

12.b Agreements with High Level – Cost Sharing & Airport

MOTION 06- 281

MOVED by Councillor Watson

That the three month (January-March/06) prorated \$30,702.50 on the expired Cost Sharing Agreement be paid to the Town of High Level as a reimbursement for the service costs incurred by the Town of High Level in course of providing these services to the Municipal District of Mackenzie residents.

CARRIED

MOTION 06-282

MOVED by Deputy Reeve Sarapuk

That the three-month (April-June/06) prorated \$30,702.50 on the expired Cost Sharing Agreement be paid to the Town of High Level as a reimbursement for the service costs incurred by the Town of High Level in course of providing these services to the Municipal District of Mackenzie residents.

CARRIED

MOTION 06-283

MOVED by Councillor Braun

That the expired Airport Agreement with the Town of High Level be extended for 6 months (September 1/05 to March 1/06).

CARRIED

NEXT MEETING

DATE:

13.a Regular Council Meeting:
Wednesday, April 26, 2006
6:00 p.m. Council Chambers, Fort Vermilion

ADJOURNMENT:

14.a Call for Adjournment

MOTION 06-284

MOVED by Councillor Driedger

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Time: 6:28 p.m.

That the regular Council meeting of Tuesday, April 11, 2006 be adjourned at 6:28 p.m.

CARRIED

These minutes were approved on April 26, 2006.

(signature on file)
Bill Neufeld, Reeve

(signature on file)
Mary Jane Driedger, Acting Executive
Assistant